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SENATE

{ REPORT
No. 131

LILY PFANNENSCHMIDT

FEBRUARY 26 (legislative day, JANUARY 29), 1951.—Ordered to be printed

Mr. McCARRAN, from the Committee on the Judiciary, submitted the following

REPORT

[To accompany S. 277]

The Committee on the Judiciary, to which was referred the bill (S. 277) for the relief of Lily Pfannenschmidt, having considered the same, reports favorably thereon without amendment and recommends that the bill do pass.

PURPOSE OF THE BILL

The purpose of the bill is to grant the status of permanent residence in the United States to Lily Pfannenschmidt. The bill provides for an appropriate quota deduction and for the payment of the required visa fee and head tax.

STATEMENT OF FACTS

The beneficiary of the bill is a 47-year-old native and citizen of the Philippine Islands who last entered the United States as a visitor on November 3, 1949. She was married to a native-born citizen of the United States on December 19, 1925. Her husband died in the Philippines in 1930. She is presently residing in Prairie View, Ill., and receives a monthly allowance from her father, J. V. Ramirez, who resides in Manila, Philippine Islands.

A letter dated November 28, 1950, to the chairman of the Senate Committee on the Judiciary from the Deputy Attorney General with reference to S. 3835, which was a bill introduced in the Eighty-first Congress for the relief of the same alien, reads as follows:

NOVEMBER 28, 1950.

Hon. PAT McCARRAN,
Chairman, Committee on the Judiciary,
United States Senate, Washington, D. C.

MY DEAR SENATOR: This is in response to your request for the views of the Department of Justice relative to the bill (S. 3835) for the relief of Lily Pfannenschmidt, an alien.

The bill would provide that Lily Pfannenschmidt shall be considered to have been lawfully admitted to the United States for permanent residence as of the date of her last entry upon payment of the required head tax and visa fee. It would also direct the Secretary of State to instruct the quota-control officer to deduct one number from the nonpreference category of the appropriate immigration quota for the first year such quota is available.

The files of the Immigration and Naturalization Service of this Department disclose that the alien is a native and citizen of the Philippines, having been born on March 8, 1903, in Manila, Philippine Islands. She last entered the United States at the port of Laredo, Tex., on November 3, 1949, and was admitted as a temporary visitor to May 3, 1950, under section 3 (2) of the Immigration Act of 1924. The alien's application for an extension of stay was denied, and she was ordered to depart from the United States prior to July 20, 1950. It appears that the alien had used the same temporary visa in entering the United States at Honolulu, T. H., on May 1, 1949, and after remaining 5 days, proceeded to Mexico, from where she last entered this country as indicated above.

The record also indicates that the alien was married to Frederick Pfannenschmidt, a United States citizen and native of Detroit, Mich., on December 19, 1925. She stated that her husband died in the Philippines on September 18, 1930, and that she has not remarried. Mrs. Pfannenschmidt is now residing in Illinois, is unemployed, and receives a monthly allowance of \$200 from her father in the Philippines.

The alien did not acquire United States citizenship by her marriage to a native-born citizen inasmuch as the marriage did not occur prior to September 22, 1922, the date of enactment of the Cable Act (42 Stat. 1022). In order to become eligible for naturalization she will have to be lawfully admitted to the United States for permanent residence. She is chargeable to the quota of the Philippines which is heavily oversubscribed and a visa is not readily obtainable. The question whether the widows of United States citizens should be granted a preference in the issuance of immigration visas is a general one and should be resolved, if at all, by general legislation.

Accordingly, the Department of Justice is unable to recommend enactment of the measure.

Yours sincerely,

PEYTON FORD,
Deputy Attorney General.

Senator Paul H. Douglas, the author of the bill, has submitted a number of documents in connection with case, among which are the following:

MRS. LILY PFANNENSCHMIDT

1. Mrs. Lily Pfannenschmidt entered the United States on November 3, 1949, on a temporary visa.
2. Her present activities are limited to a few social contacts, to study and reading, and to translation of the book, *Who Walk Alone*, from English into Spanish, with the intention, if there be any profit in that work, that the proceeds will be devoted to the amelioration of the condition of lepers.
3. She engages in no work or activity for the purpose of earning a living. Her father, Mr. J. V. Ramirez, of Manila, Philippines, sends to her a monthly allowance for her support and she receives support from no other source.
4. She is not engaged in any activities, political or otherwise, which would be injurious to the American public interest.
5. Mrs. Pfannenschmidt has not been charged or convicted of any offense under the Federal or State law, nor has she had a criminal record anywhere. Attached are duplicate copies from law-enforcing and investigative agencies of the Philippines which attest to this statement and which were procured for the purpose of obtaining a passport to the United States.

1868 STANHOPE AVENUE,
Grosse Pointe Woods, Mich., June 2, 1950.

In re Mrs. Lillie Ramirez Pfannenschmidt.

To Whom It May Concern.

DEAR SIR: The above-mentioned is now temporarily residing at Forest Lake, Prairie View, Ill., and this letter is being written in support of her proposed application for citizenship in the United States.

She married my son, Frederick E. Pfannenschmidt, on the 19th day of December 1925, at Manila in the Philippine Islands. At that time my son, who was a citizen of the United States through birth, having been born in Detroit, Mich., in 1903, was representing his employer in the Philippine Islands. I first met the above person in 1929 when she visited me at my home in Detroit. No children were born of her marriage to my son, nor has the above person ever been remarried.

During the 21 years that I have known this person, I have found her to be a person of the highest integrity and also having the highest possible moral character. She is supported by her father, who has a business in the Philippine Islands, and consequently will not, in my opinion, at any time ever become a public charge.

I feel that because of her excellent education, family background, and religious beliefs, that she will make an excellent citizen of the United States, if her proposed application is favorably acted upon.

Very truly yours,

JOSEPHINE PFANNENSCHMIDT
(Mrs. F. A. Pfannenschmidt).

2064 HUNT CLUB DRIVE,
Grosse Pointe Woods, Mich., June 2, 1950.

In re Mrs. Lillie Ramirez Pfannenschmidt.

To Whom it May Concern.

DEAR SIR: I have known the above-mentioned person since 1929, and she is my sister-in-law, having married my brother at Manila in the Philippine Islands in 1925. I first met the above person when she came to visit us in Detroit in 1929, and have enjoyed a friendly relationship with her since that time.

She is now about to file an application for United States citizenship, and I feel that in view of her excellent family background, her splendid moral character, she will make an excellent citizen of the United States.

Furthermore, I feel that in view of the financial position of her parents, who now reside in the Philippine Islands, that she will never become a public charge in this country.

Very truly yours,

ARTHUR B. PFANNENSCHMIDT,
Lieutenant Colonel, Infantry, United States Army Reserve.

HEADQUARTERS, FORT SHERIDAN, ILL.,
OFFICE OF THE POST CHAPLAIN,
June 7, 1950.

Hon. PAUL H. DOUGLAS,
United States Senator,
United States Senate Office,
Washington, D. C.

DEAR SIR: Mrs. Lily Ramirez Pfannenschmidt asked me to oblige her with a letter in her favor directed to you regarding her request for permanent residence in the United States.

It was my pleasure to make the acquaintance of Mrs. Pfannenschmidt and her relatives, the Ramirez family, in the Philippines during my tour of duty there from February 1947 to June 1949. Since she came to the United States and established temporary residence at Forest Lake, Prairie View, Ill., she has visited me a number of times regarding personal problems.

Mrs. Pfannenschmidt is the widow of an American, Fred Pfannenschmidt, who is buried at Detroit. To the best of my knowledge she has never remarried. She has often expressed her desire to obtain permanent residence here in the United States.

I have no doubt in my mind that she can fulfill the physical, mental, and moral requirements of existing immigration laws. Financially, she is fairly affluent and by reason of her background she will not become a public charge.

Sincerely,

EDWARD M. LUETTGEN,
Chaplain (Captain) United States Army.

The committee, after consideration of all the facts in the case, is of the opinion that the bill (S. 277) should be enacted.

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